

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

PRESQRIBER, LLC,

Plaintiff,

v.

PRACTICE FUSION, INC.,

Defendant.

Case No. 6:14-cv-460

PATENT CASE

JURY TRIAL DEMANDED

AGREED MOTION TO DISMISS WITH PREJUDICE

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and the terms of a separate agreement, Plaintiff Presqriber, LLC (“Presqriber”) and Defendant Practice Fusion, Inc. (“Practice Fusion”) file this agreed motion to dismiss with prejudice. The parties have agreed to settle all claims in the above-captioned action. The parties, therefore, move this Court to dismiss this action and all claims by Presqriber against Practice Fusion made therein, with prejudice, with each party to bear its own costs, attorney’s fees and expenses.

Wherefore, Plaintiff Presqriber respectfully requests that the Court enter the proposed order of dismissal submitted with this motion.

Dated: September 22, 2014

Respectfully submitted,

/s/ Craig Tadlock
Craig Tadlock
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State Bar No. 09179770
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Attorneys for Plaintiff Prescriber, LLC

CERTIFICATE OF CONFERENCE

I hereby certify that on September 22, 2014, I conferred by email with counsel for Defendant. Defendant's counsel has agreed to the form and substance of this motion. Accordingly, this motion is an agreed motion.

/s/ Keith Smiley
Keith Smiley

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 22nd day of September, 2014.

/s/ Craig Tadlock
Craig Tadlock